IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 20TH JULY 2007 / 29TH ASHADHA 1929

WP(C).No. 19063 of 2007(T)

PETITIONER:

G. SUNDAR RAJAN,
SANKARAVILASOM BUNGLOW, KOTTANKARA, KOLLAM-5.

BY ADV. SRI.B.KRISHNA MANI

RESPONDENTS:

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1. THE ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES, ARBITRATOR-CUM-SALE OFFICER, PARAVOOR S.N.V. REGIONAL CO-OPERATIVE BANK LTD. NO.1685, PARAVOOR, KOLLAM DISTRICT.

2. THE SECRETARY, PARAVOOR S.N.V. REGIONAL CO-OPERATIVE BANK LTD. NO.1685, PARAVOOR, KOLLAM DISTRICT.

R1 BY GOVT. PLEADER SMT. ANU SIVAAMAN.
R2 BY ADV. SRI.B.SURESH KUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No. 19063 of 2007

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Dated this the 20th day of July, 2007

JUDGMENT

Petitioner availed loan from the second respondent Bank. It was not repaid. Petitioner challenges Exts.P2 and P3, which evidence recovery proceedings.

2. I heard learned counsel for the petitioner and the Bank. Learned counsel for the Bank submits that if petitioner is entitled to the benefit of Circular No.30/2007, he can be given the said benefit.

The writ petition is disposed of as follows:

If the petitioner makes an application seeking the benefit under Circular No.30/2007 within a period of ten days from today, the second respondent will consider the same and take a decision and grant such benefits as the petitioner is legally entitled to. It is open to the second respondent Bank also to consider the question of allowing payment in instalments. Till such time a decision is taken and communicated to the petitioner, proceedings will be kept in abeyance.

sb. (K.M. JOSEPH, JUDGE)